



Common Council Chambers – City Hall Room 100
7325 W Forest Home Ave, Greenfield, Wisconsin

SECOND REVISED COMMON COUNCIL MEETING AGENDA

Tuesday, October 4, 2022 - 7:00 PM

- A. Call to Order & Roll Call
- B. Opening Prayer
- C. Pledge of Allegiance
- D. Approval of the September 20, 2022 Common Council minutes
- E. Mayor's Report
- F. Aldermanic Reports
- G. Announcements
- H. Citizen Commentary
- I. Public Hearings
 - 1. Public Hearing on a Special Use Permit to establish a drinking place within The Woods – GreatLife Senior Community, to be located at 11800-02 W. Edgerton Ave., submitted by Greg Petruski, d/b/a GLPropCo-Greenfield, LLC. (Tax Key No. 611-8964-000) (PC-8/09/22 Kastner)
 - a. Approve a Resolution for a Special Use Permit to establish a drinking place within The Woods – GreatLife Senior Community, to be located at 11800-02 W. Edgerton Ave., submitted by Greg Petruski, d/b/a GLPropCo-Greenfield, LLC. (Tax Key No. 611-8964-000) (PC-8/09/22 Kastner)
 - b. Approve Site and Architectural Plans for proposed construction of a gazebo to house a drinking place at The Woods – GreatLife Senior Community, to be located at 11800-02 W. Edgerton Ave., submitted by Greg Petruski, d/b/a GLPropCo-Greenfield, LLC. (Tax Key No. 611-8964-000) (PC-8/09/22 Kastner)
- J. Old Business
 - 1. Appointments to various committees and commissions:
 - a. Mayor appointments, confirmed by Council:
 - i. One member to the Board of Review for a term to expire 5/1/2026 (formerly James Jaworowicz)
 - ii. One alternate member to the Tree Commission for a term to expire 5-1-24

(formerly Chloe Selkirt)

2. Discussion and decision to approve and agreement with Assessment Technologies of Wisconsin, LLC for a Market Update Revaluation for the 2023 assessment year. (8/10/22 F&HR S.Saryan)

K. New Business

1. Claim received from Ron and Linda Grabowski. (Goergen)
2. Notice of Circumstances Giving Rise to Claim re: Kassandra Saenz. (Goergen)
3. Resolution appointing additional election inspectors for 2022-2023. (Goergen)
4. Approve applications for 2022-2023 operator licenses (Goergen)
5. Approve application for 2022-2023 Combination "Class B" fermented malt beverage and liquor license for The Woods - A Greatlife Community, Gregory James Petruski, Agent, for the property at 11800 W. Edgerton Ave. (Infinity Development, LLC), outdoor gazebo amenity with lockable primary entrance door. Gazebo will have lockable, opening garage doors providing access to an adjacent patio area to be included in licensed area. Gazebo will house all records for sales, service, consumption, and provide storage of alcohol beverages and other records located at 11800 W. Edgerton Ave. (Goergen)
6. Application for a Temporary Class "B" Retailer's License received from Harley Owners Group-Milwaukee Chapter to sell fermented malt beverages indoors at Store n' Pour Service 1 on 10/8/2022 from 11:00 am - 5:00 pm at 6221 W. Layton Avenue. Requesting Council approval to allow unaccompanied underage individuals on the licensed beer premises pursuant to Wis. Stat. 125.07(3)(a)12.(Goergen)
7. Application for a Temporary Class "B" Retailer's License received from Harley Owners Group-Milwaukee Chapter to sell fermented malt beverages indoors at Store n' Pour Service 2 10/20/2022 2:00 - 8:00 pm at 6221 W. Layton Avenue. Requesting Council approval to allow unaccompanied underage individuals on the licensed beer premises pursuant to Wis. Stat. 125.07(3)(a)12.(Goergen)
8. Application for a Temporary Class "B" Retailer's License received from Harley Owners Group-Milwaukee Chapter to sell fermented malt beverages indoors at Fall Fest 10/22/2022 11:00 am - 5:00 pm at 6221 W. Layton Avenue. Requesting Council approval to allow unaccompanied underage individuals on the licensed beer premises pursuant to Wis. Stat. 125.07(3)(a)12.(Goergen)
9. Application for a Temporary Class "B" Retailer's License received from Harley Owners Group-Milwaukee Chapter to sell fermented malt beverages indoors at Store n' Pour Service 4 11/5/2022 11:00 am - 5:00 pm at 6221 W. Layton Avenue. Requesting Council approval to allow unaccompanied underage individuals on the licensed beer premises pursuant to Wis. Stat. 125.07(3)(a)12.(Goergen)
10. Application for a Temporary Class "B" Retailer's License received from Harley Owners Group-Milwaukee Chapter to sell fermented malt beverages indoors at Store n' Pour Service 5 11/12/2022 11:00 am - 5:00 pm at 6221 W. Layton Avenue. Requesting Council approval to allow unaccompanied underage individuals on the licensed beer premises pursuant to Wis. Stat. 125.07(3)(a)12.(Goergen)
11. Application for a Temporary Class "B" Retailer's License received from Harley Owners Group-

Milwaukee Chapter to sell fermented malt beverages indoors at Chili Cookoff-Milwaukee Fire Bell Club Fundraiser 11/19/2022 11:00 am - 5:00 pm at 6221 W. Layton Avenue. Requesting Council approval to allow unaccompanied underage individuals on the licensed beer premises pursuant to Wis. Stat. 125.07(3)(a)12.(Goergen)

12. Application for a Temporary Class "B" Retailer's License received from Harley Owners Group-Milwaukee Chapter to sell fermented malt beverages indoors at Ladies Shopping Night 12/1/2022 4:00 - 9:00 pm at 6221 W. Layton Avenue. Requesting Council approval to allow unaccompanied underage individuals on the licensed beer premises pursuant to Wis. Stat. 125.07(3)(a)12.(Goergen)
13. Application for a Temporary Class "B" Retailer's License received from Harley Owners Group-Milwaukee Chapter to sell fermented malt beverages indoors at Santa Photo Day #1 12/3/2022 11:00 am - 5:00 pm at 6221 W. Layton Avenue. Requesting Council approval to allow unaccompanied underage individuals on the licensed beer premises pursuant to Wis. Stat. 125.07(3)(a)12.(Goergen)
14. Application for a Temporary Class "B" Retailer's License received from Harley Owners Group-Milwaukee Chapter to sell fermented malt beverages indoors at Gentlemens Shopping Night 12/8/2022 4:00 - 9:00 pm at 6221 W. Layton Avenue. Requesting Council approval to allow unaccompanied underage individuals on the licensed beer premises pursuant to Wis. Stat. 125.07(3)(a)12.(Goergen)
15. Application for a Temporary Class "B" Retailer's License received from Harley Owners Group-Milwaukee Chapter to sell fermented malt beverages indoors at Santa Photo Day #2 12/10/2022 11:00 am - 5:00 pm at 6221 W. Layton Avenue. Requesting Council approval to allow unaccompanied underage individuals on the licensed beer premises pursuant to Wis. Stat. 125.07(3)(a)12.(Goergen)
16. Application for a Temporary Class "B" Retailer's License received from Harley Owners Group-Milwaukee Chapter to sell fermented malt beverages indoors at Santa Photo Day #3 12/17/2022 11:00 am - 5:00 pm at 6221 W. Layton Avenue. Requesting Council approval to allow unaccompanied underage individuals on the licensed beer premises pursuant to Wis. Stat. 125.07(3)(a)12.(Goergen)
17. Approve an ordinance amending Section 13.15 of the Greenfield Municipal Code relating to pawnbrokers, secondhand article dealers and secondhand jewelry dealers. (Sajdak)
18. Approve an ordinance amending Section 8.07 of the Greenfield Municipal Code regarding parking zones reserved for persons with disabilities. (9/27/22 BPW, Bailey)
19. Approve an ordinance amending Section 8.07 of the Greenfield Municipal Code regarding passenger loading zones reserved for persons with disabilities. (9/27/22 BPW, Bailey)
20. Approve an ordinance to repeal and recreate Section 3.12 (5) (a) and (c) of the Municipal Code to revise the fee schedule for the Department of Neighborhood Services. (9/27/22 BPW, Bailey)
21. Approve an amendment to Resolution No. 3317, updating the Stormwater Utility Rate for 2023. (BPW- Bailey 9/27/22)
22. Approval of mileage reimbursements in the amount \$143.63. (9/28/22 F&HR S. Saryan)

23. Approval of schedules of disbursements in the amount of \$1,570,970.65. (9/28/22 F&HR S. Saryan)

L. Items for future agenda

M. Adjourn

PLEASE NOTE: Upon reasonable notice, efforts will be made to accommodate the needs of disabled individuals through sign language interpreters or other auxiliary aids. For additional information or to request this service, contact the Department of Human Resources at 329-5208, (FAX) 543-6158, TDD 1-800-947-6644 (Wisconsin Telecommunications Relay System), or by writing to the Director of Human Resources/ADA Coordinator at Greenfield City Hall, 7325 West Forest Home Avenue, Room 101, Greenfield, WI 53220. Greenfield City Hall is wheelchair accessible from the west and south entrances.

RESOLUTION NO. ____

Special Use Permit to establish a drinking place within The Woods – GreatLife Senior Community, to be located at 11800-02 W. Edgerton Ave., submitted by Greg Petrauski, d/b/a GLPropCo-Greenfield, LLC. (Tax Key No. 611-8964-000)

WHEREAS, Greg Petrauski, d/b/a GLPropCo-Greenfield, LLC, duly filed with the City Clerk an application for a Special Use Permit, pursuant to Sec. 21.04.0603, Sec. 21.04.0700 and Sec. 21.08.0103 of the Municipal Code, to construct a gazebo to house a drinking place at 11800-02 W. Edgerton Ave.; and,

WHEREAS, after due notice, a public hearing was held by the Common Council on October 4, 2022, at 7:00 p.m. or soon thereafter, in the Common Council Chambers to consider the application; and,

WHEREAS, the Common Council, having carefully considered the evidence presented at the public hearing and the following pertinent facts noted:

1. The property is owned by Greg Petrauski, d/b/a GLPropCo-Greenfield, LLC, 6090 S Rosetree Pass, New Berlin, WI 53151.
2. The drinking place at The Woods – GreatLife Senior Community will occupy approximately 240 sq. ft. of space within an exterior gazebo located at 11800-02 W. Edgerton Ave., Greenfield, Milwaukee County, Wisconsin, more particularly described as follows:

West 13 and 1/3 acres of the Southeast ¼ of the Northwest ¼ of Section 30, Township 6 North, Range 21 East, in the City of Greenfield, Milwaukee County, State of Wisconsin. Excepting therefrom those parts located in the Village of Hales Corners.

Tax Key No. 611-8964-000

Said land being located at 11800-02 W. Edgerton Ave.

4. The applicant is proposing to establish a drinking place within an exterior gazebo located on the premises of The Woods – GreatLife Senior Community.
5. The aforesaid premise is zoned PUD Planned Unit Development District - Residential under the Zoning Ordinance of the City of Greenfield, which permits Drinking Places (Alcoholic Beverages) as a Special Use, pursuant to Sec. 21.04.0603, Sec. 21.04.0700 and Sec. 21.08.0103 of the Municipal Code.
6. The subject property is part of an area along the W. Edgerton Ave. corridor that is developed with a mixture of uses. Properties to the north are developed as residential. Properties to the east are developed as residential and institutional (school). Properties to the south are currently vacant. Properties to the west are developed as vacant and residential.

7. The proposed development should not adversely contribute to traffic volumes or traffic flow in the area.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Greenfield that the application of Greg Petruski, d/b/a GLPropCo-Greenfield, LLC, to establish a gazebo to house a drinking place, to be located at 11800-02 W. Edgerton Ave., be, and is hereby granted on the following grounds:

That the establishment, maintenance and operation of the proposed use, with the imposition of certain conditions hereinafter set forth, reasonably satisfies the standards set forth in Sec. 21.04.0603 and Sec. 21.08.0103 of the Municipal Code, so as to permit the issuance of a special use permit as therein provided.

BE IT FURTHER RESOLVED that said Special Use Permit is granted subject to the following conditions:

1. Site and Landscaping Plans. The grant of this Special Use Permit is subject to and conditioned upon the Site Plan and all other applicable conditions approved by the Plan Commission on August 9, 2022 and by the Common Council on October 4, 2022. No alteration or modification of the approved plan shall be permitted without approval by the Common Council.
2. Building Plans and Fire Codes. The grant of this Special Use is subject to building plans being submitted to and approved by the Inspection Services Division and by the Fire Department.
3. Hours of Operation. The allowable hours of operation for the drinking place located within the gazebo at The Woods – GreatLife Senior Community will be 12pm-10pm, seven (7) days/week.
4. Off-Street Parking. The proposed construction of a gazebo to house a drinking place requires four (4) off-street parking spaces. Remaining uses require one hundred and thirty-two (132) off-street parking spaces. One hundred and forty (140) off-street parking stalls are to be provided on site.
5. Signage. Signage shall be in compliance with the City’s Signage Ordinance. Any building window signage shall not exceed twenty-five (25) percent of the net glazed front window area per business premises. Rope/LED trim lighting shall not be allowed.
6. Public Nuisance. In accordance with Chapter 11 of the Municipal Code, Public Nuisances are prohibited. Public Nuisances include blighted properties due to an accumulation thereon of junk or other unsightly debris. Enforcement and abatement of public nuisances, including revocation of the Special Use Permit, may take place after three (3) or more nuisance activities have occurred at a premise on separate days during a one hundred and eighty (180) day period.

7. Marketing Displays. The use of pennants, special lighting, flags, streamers or other signage typically temporary in nature, hanging, floating or attached to a structure or vehicle shall not be permitted.
8. Outdoor Lighting. All outdoor lighting fixtures shall be shielded in such a manner that no light splays from the property boundaries. Full-cut off fixtures and or house side shields utilized to minimize light splay. Rope/LED trim lighting is not permitted.
9. Litter. Employees shall inspect the area and the immediate vicinity and pick up litter on a daily basis.
10. Refuse Collection. All refuse to be provided by a commercial hauler. All refuse, recyclables and other waste material shall be screened from view by the existing fence/enclosure provided on site.
11. Pest Control. Exterior pest control shall be maintained at all times and pest control problems shall be addressed immediately.
12. Pagers, Intercoms. The use of outdoor pagers, intercoms, or speakers shall not be permitted on site as surrounding land use consists of residential uses.
13. Noxious Odors, Etc. The use shall not emit foul, offensive, noxious or disagreeable odors, gases, or effluvia into the air. Mechanical systems shall be maintained to efficiently remove noxious odors.
14. Pollution. The use shall not cause any noxious or unwholesome liquid or substance or any dirt, mud, sand, gravel, or stone refuse or other materials to be deposited upon any public right of way or flow into any sanitary sewer, storm sewer, or water supply system, or onto adjacent properties.
15. Deliveries and Refuse Pickup. The property will be required to abide by the City of Greenfield health/public nuisance rules per Chapter 12 of the Municipal Code. Because there is a residential neighborhood adjacent to the site, delivery operations and refuse pick up shall only be permitted during daytime hours. These functions shall not be permitted between the hours of 9:00 p.m. and 7:00 a.m.
16. Expiration of Special Use Permit. Any special use approved by the Common Council shall lapse and become null and void one (1) year from and after that approval if the use has not commenced, construction is not underway, or the owner has not obtained a valid building permit. An extension of these time limitations may be granted without a public hearing by the Common Council by resolution reauthorizing the special use in accordance with the following criteria:
 - A. The applicant requesting the extension shall complete a planning application available from the Community Development Division and shall submit a \$350.00 special use permit review/amendment fee.

B. A written explanation for the extension of time shall accompany the planning application along with a timeline/schedule for obtaining necessary permits, zoning, state and municipal approvals and a target date for construction start;

C. The request for extension shall be submitted within sixty (60) days of the expiration of the special use permit;

D. The extension, if granted, shall be valid for a period of six (6) months. If no building permit has been issued and construction has not commenced within six (6) months from and after the extension has been granted, the special use shall become null and void.

17. Miscellaneous.

A. Applicants are advised that the foregoing conditions are reasonably necessary to protect the public interest and to secure compliance with the standards and requirements specified in Sec. 21.04.0603 and Sec. 21.08.0103 of the Municipal Code; that the issuance of the special use is expressly subject to compliance with said conditions.

B. The use, as granted herein, is subject to applicants' compliance with all other state and local laws and regulations which may be applicable to the proposed use of the real estate in question.

C. The special use, as granted herein, shall run with the land and benefit and restrict all future owners and occupants of the property, unless the use shall lapse or be terminated and the use will not be altered or extended (including structural alterations and/or additions) without the approval of the Common Council, following public hearing, all as provided in Sec. 21.04.0603 and Sec. 21.08.0103 of the Municipal Code.

18. Lapse. If the applicant does not meet all of the terms and conditions set forth in this grant of a special use within one year of the granting thereof, then the Special Use Permit shall lapse and become null and void and the applicant shall forfeit any right to use the property as conferred by the Special Use Permit. The failure of the applicant to meet the terms and conditions of the Special Use Permit shall subject the permit to being declared void by the Common Council after notice to the applicant and a hearing before the Common Council. Upon a finding by the Common Council on the matter, the applicant and/or any interested person may make comments regarding the matter to the Common Council prior to the Common Council's next regular meeting following the hearing recommendation. Upon the Common Council's finding that the Special Use Permit has lapsed and become void, the applicant shall cease all operations at the property.

19. Termination of Special Use. If the person or entity granted the special use violates, allows or suffers the violation of the ordinances of the City of Greenfield, the State of Wisconsin or the United States on the premises covered by the special use, then the special use may be terminated.

20. Acknowledgement. That the applicants sign an acknowledgment that he/she/they has/have received these terms and conditions and will abide by them.

The undersigned applicant agrees to the terms and conditions and has agreed that the grant of the Special Use Permit is conditioned on meeting the terms and conditions of this resolution.

Greg Petrauski, d/b/a GLPropCo-Greenfield, LLC

Provided to applicant on the
_____ day of _____, 2022

Community Development Manager

PASSED AND ADOPTED by the Common Council of the City of Greenfield on the _____
day of _____, 2022.

APPROVED:

Michael J. Neitzke, Mayor

ATTEST:

Jennifer Goergen, City Clerk

RESOLUTION NO. _____

RESOLUTION APPOINTING ADDITIONAL ELECTION
INSPECTORS FOR 2022-2023

WHEREAS, Wis. Stats. 7.30(4)(a) requires the governing body to appoint election officials no later than the last regular meeting in December of each odd numbered year for the 2022-2023 election cycle; and

WHEREAS, appointments were made, but in addition to the appointments already made, the Common Council desires to add Donald Furdek, Brenda Kohl, Craig Romanowski, Robert Widor; and

NOW, THEREFORE, BE IT RESOLVED that the Common Council of the City of Greenfield confirms the appointments of the following individuals and adds them to the list of Election Officials for the 2022-2023 election cycle:

Donald Furdek, 3620 W. Abbott Ave., Greenfield, WI 53221
Brenda Kohl, 4325 S. 86th Street, Greenfield, WI 53228
Craig Romanowski, 4267 S. 78th Street, Greenfield, WI 53220
Robert Widor, 10050 West Beloit Road #22, Greenfield, WI 53228

PASSED AND ADOPTED by the Common Council of the City of Greenfield on the 4th day of October, 2022.

APPROVED:

Michael J. Neitzke, Mayor

ATTEST:

Jennifer Goergen, City Clerk

Z:\Resolutions\Draft for 10-4 CC Res0000 -Appointing add'l election officials for 2022-2023

**CITY OF GREENFIELD
OPERATOR LICENSE APPLICANTS**

09/30/2022

OPERATOR'S REGULAR

<u>NAME</u>	<u>ADDRESS</u>	<u>CITY, STATE, ZIP</u>
Daniel Craig Mackie	3726 S 46th ST	Greenfield, WI 53220
Danielle Kay Millard	N25W 24205 River Park DR 608	Pewaukee, WI 53072
Gadiel Asael Guzman	12488 S 36th ST	Milwaukee, WI 53215
Kaylee Marie Lukovich	2328 S 28th ST	Milwaukee, WI 53215
Lindsay Rae Guman	3005 W Parnell AVE 2	Greenfield, WI 53221
Nichole Jeanne Chaffee	4055 W Howard AVE	Greenfield, WI 53221

CITY OF GREENFIELD
7325 West Forest Home Avenue
Greenfield, Wisconsin 53220

09/29/2022

1/1

CLASS B LIQUOR - COMBO

<u>LEGAL NAME</u>	<u>BUSINESS NAME</u>	<u>AGENT</u>	<u>BUSINESS ADDRESS</u>
Infinity Development, LLC	The Woods - A GreatLife Community	Gregory James Petruski, Agent	11800 W Edgerton AVE

Premise Description:

OUTDOOR GAZEBO AMENITY WITH LOCKABLE PRIMARY ENTRANCE DOOR. GAZEBO WILL HAVE LOCKABLE, OPENING GARAGE DOORS PROVIDING ACCESS TO AN ADJACENT PATIO AREA TO BE INCLUDED IN LICENSED AREA. GAZEBO WILL HOUSE ALL RECORDS FOR SALES, SERVICE, CONSUMPTION, AND PROVIDE STORAGE OF ALCOHOL BEVERAGES AND OTHER RECORDS LOCATED AT 11800 W. EDGERTON AVE.

Grand Total Licenses: 1

ORDINANCE NO. _____

AN ORDINANCE AMENDING SECTION 13.15
OF THE MUNICIPAL CODE RELATING TO PAWNBROKERS, SECONDHAND
ARTICLE DEALERS AND SECONDHAND JEWELRY DEALERS

The Common Council of the City of Greenfield do ordain as follows:

PART I. Section 13.15 of the Greenfield Municipal Code is amended as shown on the attached Exhibit A.

PART II. The terms and provisions of this ordinance are severable. Should any term or provision of this ordinance be found to be invalid by a court of competent jurisdiction, the remaining terms and provisions shall remain in full force and effect.

PART III. All ordinances or parts of ordinances contravening the provisions of this ordinance are hereby repealed.

PART IV. This ordinance shall become effective the day after its publication as provided by law.

ADOPTED _____, 2022

APPROVED _____, 2022

Jennifer Goergen, City Clerk

Michael J. Neitzke, Mayor

EXHIBIT A

13.15 Pawnbrokers, Secondhand Article Dealers and Secondhand Jewelry Dealers.

(1) **Definitions.** When used in this article, the following words shall mean:

(a) **“Article”** means any of the following:

1. Audiovisual equipment
2. Bicycles
3. China
4. Computers, printers, software, and computer supplies
5. Computer toys and games
6. Crystal
7. Electronic equipment and appliances
8. Firearms, knives, and ammunition
9. Fur coats and other fur clothing
10. Jewelry containing precious metals or precious stones
11. Office equipment
12. Pianos, organs, guitars and other musical instruments
13. Silverware and flatware
14. Telephones
15. Video discs and other optical media
16. Coins, bullion
17. Metal, mineral, or gem customarily regarded as precious or semiprecious
18. Golf clubs/bags, ~~racquets~~, skis, snowboards, ~~canoes, kayaks, SCUBA~~ any sport or recreation equipment with a resale value greater than \$100.
19. Snow removal and lawn equipment
20. Motors
21. Paper money
22. Tools
23. Sports memorabilia or collectibles with a resale value greater than \$100
24. Genuine designer handbags and designer sunglasses

(b) **“Article”** as defined for this ordinance does not include clothing (other than genuine leather clothing and furs), books, video tapes, audio compact discs ~~or sporting equipment other than golf clubs~~. A business required to report video tapes and compact discs under ss. 134.71(1)(g) of the Wisconsin Statutes shall be required to do so.

(c) **“Billable transaction”** means:

- ~~1. Every reportable transaction conducted by a pawnbroker except renewals, redemptions or extensions of existing transaction conducted by a pawnbroker on items previously reported and continuously in the licensee's possession, voided transactions, and confiscations.~~
2. Every reportable transaction by a pawnbroker, secondhand article dealer or secondhand jewelry dealer whose business began operation within the City of Greenfield after 06/01/2011. Pawnbrokers, secondhand article dealers or secondhand jewelry dealers

~~operating within the City of Greenfield prior to 06/01/2011 are exempt from any transaction fees.~~

- (d) **“Charitable organization”** has the meaning specified in 134.71(1)(am) of the Wisconsin Statutes
- (e) **“Customer”** means a person with whom a transaction is conducted by a pawnbroker, secondhand article dealer or secondhand jewelry dealer, or an agent thereof, engages in a transaction of purchase, sale, receipt, or exchange of any secondhand article.
- (f) **“Pawn Broker”** means any person who engages in the business of lending money on the deposit or pledge of any article.
- (g) **“Second Hand Article Dealer or Secondhand Jewelry Dealer”** means any person who engages in the business of purchasing any article with an expressed or implied agreement or understanding to resell it at a subsequent time.
- (h) To the extent that a pawnbroker, secondhand article dealer or secondhand jewelry dealer’s business includes buying personal property previously used, rented, leased, or selling it on consignment, the provisions of this chapter shall be applicable.
- (i) A person is not acting as a pawnbroker, secondhand article dealer or secondhand jewelry dealer when engaging in any of the following:
 - 1. Any transaction at an occasional garage or yard sale or an estate sale where the seller of the item is the homeowner or resident at the location of the yard sale and where such yard sale complies with the requirements set forth elsewhere in the municipal code.
 - 2. Any transaction entered into by a person engaged in the business of junk collector, junk dealer, or scrap processor, as described in s. 70.995(2), Wis. Stats.
 - 3. Any transaction while operating as a charitable organization or conducting a sale, the proceeds of which are donated to a charitable organization.
 - 4. Any transaction between a buyer of an article and the person or entity who originally sold the article that involves any of the following:
 - a. The return of the article for a refund.
 - b. The return of the article for credit toward a future purchase.
 - c. The exchange of the article for a different article.
 - 5. Any transaction as a purchaser of a secondhand article from a charitable organization if the secondhand article was a gift to the charitable organization.
 - 6. Any transaction as a seller of a secondhand article that the person bought from a charitable organization if the secondhand article was a gift to the charitable organization.

(j) **“Reportable transaction”** means every transaction conducted by a pawnbroker, secondhand article dealer or secondhand jewelry dealer in which an article or articles are received by a pawnbroker, secondhand article dealer or secondhand jewelry dealer through purchase, consignment, or trade, or in which a previous pawn agreement is renewed, extended, voided, or redeemed, or for which a unique transaction number or identifier is generated by their point-of-sale software, or an item is confiscated by law enforcement, except:

1. The bulk purchase or consignment of new or used articles from a merchant, manufacturer, or wholesaler having an established permanent place of business, and the subsequent retail sale of said articles, provided the pawnbroker, secondhand article dealer or secondhand jewelry dealer must maintain a record of such purchase or consignment that describes each item, and must mark each item in a manner that relates it to that transaction record.
2. Retail and wholesale sales of articles originally received by pawnbrokers, secondhand article dealers or secondhand jewelry dealers purchase, and for which all applicable hold and/or redemption periods have expired.

(k) **“Secondhand”** means property owned by any person, except a wholesaler, retailer, or licensed secondhand article dealer or secondhand jewelry dealer, immediately before the transaction at hand.

(2) **License Required.** No person may operate as a pawnbroker, second hand article dealer or second hand jewelry dealer unless the person first obtains a pawnbroker, second hand article dealer or second hand jewelry dealer license under this chapter.

For licenses issued after ~~November 1, 2022~~ ~~July 1, 2011~~, a person wishing to operate as pawnbroker, second hand article dealer or second hand jewelry dealer shall apply for a license to the city clerk. The clerk shall furnish application forms approved by the police department that shall require all of the following:

- (a) The applicant's name, place and date of birth, residence address, and residence addresses for the 10-year period prior to the date of the application.
- (b) The name and address of the business and of the owner of the business premises.
- (c) For licensees subject to the requirements of section 134.71 of the Wisconsin Statutes: Whether the applicant is a natural person, corporation, limited liability company, or partnership, and:
 1. If the applicant is a corporation, the state where incorporated and the name and address of all officers.
 2. If the applicant is a partnership, the state where the partnership is registered and the name and address of all partners.
 3. If the applicant is a limited liability company, the names and addresses of all members.

4. The name, previous or maiden names, place and date of birth, residence address, and residence addresses for the 10-year period prior to the date of the application, driver's license / identification card number and state of issue of the manager or proprietor and all employees who will act as a "Person in Charge" at the Greenfield location.
5. Any other information the City Clerk may reasonably require.

(d) For licensees not subject to the requirements of section 134.71 of the Wisconsin Statutes: Whether the applicant is a natural person, corporation, limited liability company, or partnership, and:

1. If the applicant is a corporation, the state where incorporated and the name and address of the corporation's registered agent.
2. If the applicant is a partnership, the state where the partnership is registered and the name and address of the partnership's registered agent.
3. If the applicant is a limited liability company, the names and addresses of all members.
4. The name, previous or maiden names, place and date of birth, residence address, and residence addresses for the 10-year period prior to the date of the application, driver's license / identification card number and state of issue of the manager or proprietor and all employees who will act as a "Person in Charge" at the Greenfield location.

(e) A statement as to whether the applicant has been convicted within the preceding 10 years of a felony or within the preceding 10 years of a misdemeanor, statutory violation punishable by forfeiture or county or municipal ordinance violation in which the circumstances of the felony, misdemeanor or other offense substantially relate to the circumstances of the licensed activity and, if so, the nature and date of the offense and the penalty assessed.

(f) A statement as to whether the manager or any "person in charge" has been convicted within the preceding 10 years of a felony or within the preceding 10 years of a misdemeanor, statutory violation punishable by forfeiture or county or municipal ordinance violation in which the circumstances of the felony, misdemeanor or other offense substantially relate to the circumstances of the licensed activity and, if so, the nature and date of the offense and the penalty assessed.

(g) Whether the applicant or any other person listed in 13.15(2)(c) above has ever used or been known by a name other than the applicant's name, and if so, the name or names used and information concerning dates and places used.

(h) Whether the applicant or any other person listed in subsection 13.15(2)(c) above has previously been denied or had revoked or suspended a pawnbroker, second hand article dealer or second hand jewelry dealer license from any other governmental unit in the State of Wisconsin. If so, the applicant must furnish information as to the date, location, and reason for the action.

(3) Investigation of license applicant. The police department shall investigate each applicant and any other person listed in subsection 13.15(2). The department shall furnish the information derived

from that investigation in writing to the city clerk. The investigation shall include each individual or entity listed in 13.15(2)(c).

(4) License issuance. The city shall grant the license if all of the following apply:

- (a)** The applicant, including an individual, a partner, a member of a limited liability company or an officer, director or agent of any corporate applicant, has not been convicted within the preceding 10 years of a felony or within the preceding 10 years of a misdemeanor, statutory violation punishable by forfeiture or county or municipal ordinance violation in which the circumstances of the felony, misdemeanor or other offense substantially relate to the circumstances of being a pawnbroker, secondhand jewelry dealer, secondhand article dealer or secondhand article dealer mall or flea market owner.
- (b)** No license issued under this subsection may be transferred.
- (c)** Each license is valid from July 1st until the following June 30th.
- (d)** Display of license. Each license issued under this chapter shall be displayed in a conspicuous place visible to anyone entering a licensed premise
- (e)** License fees. The annual license fees for licenses issued under this chapter shall be found in Section 3.12 of the municipal code.

(5) Records required. At the time of any reportable transaction other than renewals, extensions, redemptions or confiscations, every licensee must immediately record, in English, the following information by using ink or other indelible medium on forms or in a computerized record approved by the police department:

- (a)** A complete and accurate description of each item including, but not limited to, any trademark, identification number, serial number, model number, brand name, or other identifying mark on such an item.
- (b)** The purchase price, amount of money loaned upon, or pledged therefore.
- (c)** The maturity date of the transaction and the amount due, including monthly and annual interest rates and all pawn fees and charges.
- (d)** Date, time and place the item of property was received by the licensee, and the unique alpha and/or numeric transaction identifier that distinguishes it from all other transactions in the licensee's records.
- (e)** Full name, current residence address, current residence telephone number and date of birth and apparent sex of the individual.

- (f) The identification number and state of issue from any of the following forms of identification of the seller:
 - 1. Current Wisconsin driver's license.
 - 2. Current State of Wisconsin identification card.
 - 3. Current valid photo identification card issued by another state or province of Canada.
- (g) The signature of the person identified in the transaction.
- (h) Effective sixty (60) days from the date of notification by the police department of acceptable photographic or video standards, the licensee must also take a color photograph, color video recording or inked fingerprint impression of each customer involved in a billable transaction.
- (i) Effective sixty (60) days from the date of notification by the police department of acceptable photographic or video standards, the licensee must also take a color photograph, color video recording of:
 - 1. Every item a pawnbroker, secondhand article dealer or secondhand jewelry dealer has purchased that does not have a unique serial or identification number permanently engraved or affixed and every **firearm and** musical instrument regardless of serial number or identification number. This section does not apply to:
 - (a) Computer software.
 - (b) Computer or video games.
 - (c) DVD's or video discs.
 - ~~(d) Loose precious stones.~~
 - ~~(e) Golf clubs.~~
 - 2. When a photograph is taken, it must be maintained in such a manner that the photograph can be readily matched and correlated with all other records of the transaction to which they relate.
 - 3. Photographs must be available to the chief of police, or the chief's designee, upon request.
 - 4. The major portion of the photograph or recording must include an identifiable facial image of the person who pawned or sold the item.
 - 5. Items photographed must be accurately depicted.
- (j) Digitized photographs. Effective sixty (60) days from the date of notification by the police department licensees must fulfill the photograph requirements in section 13.15(5) by submitting them as digital images, in a format specified by the police department, electronically cross-referenced to the reportable transaction they are associated with.

- (k) For renewals, extensions, redemptions and confiscations the licensee shall provide the original transaction identifier, the date of the current transaction, and the type of transaction.

(6) Inspection of Records. Records must at all reasonable times be open to inspection by the police department. Data entries shall be retained for at least one (1) year from the date of transaction. Digital images or video recordings shall be retained a minimum of thirty (30) days.

(7) Daily reports to police. Licensees must submit every reportable transaction to the police department within 24 hours of the transaction. Licensees must provide to the police department all reportable transaction information by transferring it from their computer to ~~the electronic reporting database utilized by the police department NEWPRS System~~. All required records must be transmitted completely and accurately after the close of business each day in accordance with standards and procedures established by the issuing authority.

- (a) If a licensee is unable to successfully transfer the required reports to the ~~database NEWPRS~~ for that day, the licensee must provide the police department, upon request, printed copies of all reportable transactions along with the video recording(s) for that date, by noon the next business day;
 - (b) If the problem is determined to be in the licensee's system or with the licensee's internet connection, and is not corrected by the close of the first business day following the failure, the licensee must continue to provide the required reports as detailed in section 13.15(5), and shall be charged a \$100.00 reporting failure penalty, daily, until the error is corrected; or
 - (c) If the problem is determined to be outside the licensee's system, the licensee must continue to provide the required reports in section 13.15(7), and resubmit all such transactions via the internet when the error is corrected.
 - (d) If a licensee is unable to capture, digitize or transmit the photographs required in section 13.15(5)(i), the licensee must immediately take all required photographs with a still camera, cross-reference the photographs to the correct transaction, and make the pictures available to the police department upon request.
 - (e) Regardless of the cause or origin of the technical problems that prevented the licensee from uploading their reportable transactions, upon correction of the problem, the licensee shall upload every reportable transaction from every business day the problem had existed.
 - (f) The police department may, upon presentation of extenuating circumstances, delay the implementation of the daily reporting penalty.
- (8) Receipt required.** Every pawnbroker must provide a receipt to the party identified in every reportable transaction and must maintain a duplicate of that receipt for one (1) year. The receipt must include at least the following information:

- (a) The name, address and telephone number of the licensed business.
- (b) The date and time the item was received by the licensee.
- (c) Whether the item was pawned or sold, or the nature of the transaction.
- (d) An accurate description of each item received including, but not limited to, any trademark, identification number, serial number, model number, brand name, or other identifying mark on such an item.
- (e) The signature or unique identifier of the licensee or employee that conducted the transaction.
- (f) The amount advanced or paid.
- (g) The monthly and annual interest rates, including all pawn and second hand article dealers fees and charges.
- (h) The last regular day of business by which the item must be redeemed by the pledger without risk that the item will be sold, and the amount necessary to redeem the pawned item on that date.
- (i) The full name, current residence address, current residence telephone number.
- (j) A declaration of ownership affirmation statement in accordance with Wis. Stats. § 134.71(8)(c)(2), whether the item(s) are totally owned by the seller, details if the item(s) were found by the seller and how long the seller has had the item(s).
- (k) The signature of the pledger or seller.

(9) Redemption period. Any person pledging or depositing an item for security must have a minimum of sixty (60) days from the date of that transaction to redeem the item before it may be forfeited and sold. During the sixty (60) day holding period, items may not be removed from the licensed location except as provided in 13.15(16). Licensees are prohibited from redeeming any item to anyone other than the person to whom the receipt was issued or, to any person identified in a written and notarized authorization to redeem the property identified in the receipt, or to a person identified in writing by the pledger at the time of the initial transaction and signed by the pledger, or with approval of the chief of police, or chief's designee. Written authorization for release of property to persons other than original pledger must be maintained along with original transaction record in accordance with 13.15(5). An individual may redeem an item seventy-two (72) hours after the item was received on deposit, excluding Sundays and legal holidays.

(10) Holding period. Except as provided in subsection 13.15(12), any item deposited with a pawnbroker for security shall be kept on the premises or other place of safe keeping for not less than 60 days after the

date of purchase or receipt unless the person known by the pawnbroker to be the lawful owner of the article redeems it.

Any item purchased or received by a secondhand article dealer shall be kept on the premises or other place of safekeeping for not less than 10 days after the date of purchase or receipt.

Any item purchased or received by a secondhand jewelry dealer shall be kept on the premises or other place of safekeeping for not less than 30 days after the date of purchase or receipt.

Any firearm purchased or received by a secondhand article dealer shall be kept on the premises or other place of safekeeping for not less than 30 days after the date of purchase or receipt.

- (a) During the period set forth in subsection 13.15(10), the article shall be held separate from saleable inventory and may not be altered in any manner. The pawnbroker, second hand article dealer or secondhand jewelry dealer shall permit any law enforcement officer to inspect the article during this period.
- (b) Within 24 hours after a request of a law enforcement officer during this period, a pawnbroker, second hand article dealer or secondhand jewelry dealer shall make available for inspection any article which is kept off the premises for safekeeping.
- (c) The holding period for gold and silver coins of greater than 80% purity and for gold or silver bullion shall be ten (10) days.
- (d) All holding periods shall begin at the time the transaction is entered into the electronic reporting database NEWPRS regardless of the time of the actual transaction.

(11) Police order to hold property.

- (a) Investigative Hold: Whenever a law enforcement official from any law enforcement agency notifies a licensee not to sell an item, the item must not be sold or removed from the premises. The investigative hold shall be confirmed in writing by the originating agency within seventy-two (72) hours and will remain in effect for fifteen (15) days from the date of initial notification, or until the investigative order is canceled, or until an order to hold/confiscate is issued, whichever comes first.
- (b) Order to hold. Whenever the chief of police, or the chief's designee, notifies a licensee not to sell an item, the item must not be sold or removed from the licensed premises until authorized to be released by the chief or the chief's designee. The order to hold shall expire ninety (90) days from the date it is placed unless the chief of police or the chief's designee determines the hold is still necessary and notifies the licensee in writing.
- (c) Order to Confiscate. If an item is identified as stolen or evidence in a criminal case, the chief or chief's designee may physically confiscate and remove it from the shop, pursuant to a

written order from the chief or the chief's designee, or place the item on hold or extend the hold as provided in 13.15(12)(b), and leave it in the shop.

- (d) When an item is confiscated, the person doing so shall provide identification upon request of the licensee, and shall provide the licensee the name and phone number of the confiscating agency and investigator, and the case number related to the confiscation.
- (e) When an order to hold/confiscate is no longer necessary, the chief of police or chief's designee shall so notify the licensee.

(12) Inspection of items. At all times during the terms of the license, the licensee must allow law enforcement officials to enter the premises where the licensed business is located, including all off-site storage facilities, during normal business hours, except in an emergency, for the purpose of inspecting such premises and inspecting the items, ware and merchandise and records therein to verify compliance with this chapter or other applicable laws.

(13) Label required. Licensees must attach a label to every group of items received from the same individual during the same transaction, at the time it is pawned, purchased or received in inventory from any reportable transaction. Permanently recorded on this label must be the number or name that identifies the transaction in the shop's records, the transaction date, the name of the item and the description or the model and serial number of the item as reported to the police department, whichever is applicable, and the date the item is out of pawn or can be sold, if applicable. Labels can be removed at the conclusion of the holding period and shall not be re-used.

(14) Person in Charge. Every pawnbroker, secondhand article dealer or secondhand jewelry dealer shall have on premises a "Person in Charge" who has undergone the background check requirements of 13.15(3) at all times that the pawnbroker, secondhand article dealer or secondhand jewelry dealer is open to the public.

(15) Prohibited acts.

(a) No person under the age of 18 years may pawn or sell or attempt to pawn or sell goods with any pawnbroker, second hand article dealer or secondhand jewelry dealer, nor may any pawnbroker, second hand article dealer or secondhand jewelry dealer receive any goods from a person under the age of 18 years, except as permitted by 13.15(a).

1. A pawnbroker, second hand article dealer or secondhand jewelry dealer may engage in a transaction with a minor if the minor is accompanied by his or her parent or guardian at the time of the transaction and the parent or guardian signs the transaction form and provides identification as required by this section.
2. No pawnbroker, second hand article dealer or secondhand jewelry dealer may receive any goods from a person of unsound mind or an intoxicated person.

3. No pawnbroker, second hand article dealer or secondhand jewelry dealer may receive any goods, unless the seller presents identification as required under this ordinance.
4. No pawnbroker, second hand article dealer or secondhand jewelry dealer may receive any item of property that possesses an altered or obliterated serial number or identification number or any item of property that has had its serial number removed.
5. No person may pawn, pledge, sell, consign, leave, or deposit any article of property not their own; nor shall any person pawn and second hand article dealers, pledge, sell, consign, leave, or deposit the property of another, whether with permission or without; nor shall any person pawn and second hand article dealers, pledge, sell, consign, leave, or deposit any article of property in which another has a security interest; with any licensee.
6. No person seeking to pawn, pledge, sell, consign, leave, or deposit any article of property with any licensee shall give a false or fictitious name; nor give a false date of birth; nor give a false or out of date address of residence or telephone number; nor present a false or altered identification, or the identification of another; to any licensee.
7. No pawnbroker, second hand article dealer or secondhand jewelry dealer may receive any goods unless at the time of the transaction, both the seller and buyer are physically present at the licensee's permanent place of business as designated on the license.

(16) License denial, suspension, or revocation. The city may deny, suspend, or revoke any license issued by it under this section for fraud, misrepresentation, or false statement contained in the application for a license, or for any violation of this chapter or ss. 134.71, 943.34, 948.62 or 948.63, Wis. Stats., or for any other violation of local, state, or federal law substantially related to the businesses licensed under this chapter.

(17) Business at only one place. A license under this chapter authorizes the licensee to carry on its business only at the permanent place of business designated in the license. However, upon written request, the chief of police, or chief's designee, may approve an off-site locked and secured storage facility. The licensee shall permit inspection of the facility in accordance with this chapter. All provisions of this chapter regarding record keeping and reporting apply to the facility and its contents. Property shall be stored in compliance with all provisions of the city code. The licensee must either own the building in which the business is conducted, and any approved off-site storage facility, or have a lease on the business premise that extends for more than six (6) months.

(18) Severability. Should any section, subsection, clause or other provision of this chapter be declared by a court of competent jurisdiction to be invalid such decision shall not effect the validity of the ordinance as a whole or any part other than the part so declared invalid.

~~**(19) Billable Transaction Fees.** The billable transaction fee for pawnbrokers, secondhand article dealers or secondhand jewelry dealers shall be: \$.50 per transaction of less than \$10.00; \$1.00 per transaction of \$10.00 to \$100.00 and \$1.00 plus 1% of the total transaction fee for transactions over \$100.00.~~

- ~~(a) Any pawnbroker, secondhand article dealer or secondhand jewelry dealer as defined in this ordinance, and operating within the corporate limits of the City of Greenfield prior to June 1, 2011 shall be exempt from any transaction fees.~~
- ~~(b) Billable transaction fees shall be collected by the pawnbroker, secondhand article dealer or secondhand jewelry dealer for each transaction and forwarded to the city quarterly. Failure to do so is a violation of this chapter.~~

Common Board of Public Works Meeting

Introduced By: Department of Neighborhood Services (Katz)

Date Introduced: September 27, 2022

RELATING TO:

Approve an ordinance amending Section 8.07 of the Greenfield Municipal Code regarding parking zones reserved for persons with disabilities.

SUMMARY:

Parking zones reserved for persons with disabilities are designated by signs installed by the city.

Permits for parking zones reserved for persons with disabilities will be issued by the Department of Neighborhood Services.

The permit fee will cover the cost of materials, equipment and labor required to install the necessary signage. The fee is \$250.

RECOMMENDATION:

Approve an ordinance amending Section 8.07 of the Greenfield Municipal Code regarding parking zones reserved for persons with disabilities.



ATTACHMENTS: KEY ISSUES ____ BACKGROUND ____ RESOLUTION ____ FISCAL NOTE ____
MOTION ____ OTHER ____

ORDINANCE NO.

AN ORDINANCE AMENDING SECTION 8.07 OF THE
MUNICIPAL CODE OF THE CITY OF GREENFIELD

The Common Council of the City of Greenfield do ordain as follows:

PART I. Section 8.07 (5) of the Greenfield Municipal Code is hereby created to read as follows:

Parking zones reserved for persons with disabilities are designated by signs installed by the city.

PART II. The terms and provisions of this ordinance are severable. Should any term or provision of this ordinance be found to be invalid by a court of competent jurisdiction, the remaining terms and provisions shall remain in full force and effect.

PART III. All ordinances or parts of ordinances contravening the provisions of this ordinance are hereby repealed.

PART IV. This ordinance shall take effect and be in force from and after its passage and publication.

PASSED AND ADOPTED by the Common Council of the City of Greenfield on the 4th day of October, 2022.

APPROVED:

Michael J. Neitzke, Mayor

ATTEST:

Jennifer Goergen, City Clerk

Common Board of Public Works Meeting

Introduced By: Department of Neighborhood Services (Katz)

Date Introduced: September 27, 2022

RELATING TO:

Approve an ordinance amending Section 8.07 of the Greenfield Municipal Code regarding passenger loading zones reserved for persons with disabilities.

SUMMARY:

Passenger loading zones reserved for persons with disabilities are designated by signs installed by the city.

The zone is solely for the purpose of loading or unloading persons with disabilities.

They are not a parking space. They may only be occupied while actively loading or unloading persons with disabilities.

They have a time limit of one hour.

Permits for passenger loading zones reserved for persons with disabilities will be issued by the Department of Neighborhood Services.

The permit fee will cover the cost of materials, equipment and labor required to install the necessary signage. The fee is \$250.



ATTACHMENTS: KEY ISSUES ____ BACKGROUND ____ RESOLUTION ____ FISCAL NOTE ____
MOTION ____ OTHER ____

ORDINANCE NO.

AN ORDINANCE AMENDING SECTION 8.07 OF THE
MUNICIPAL CODE OF THE CITY OF GREENFIELD

The Common Council of the City of Greenfield do ordain as follows:

PART I. Section 8.07 (4) of the Greenfield Municipal Code is hereby created to read as follows:

Passenger loading zones reserved for persons with disabilities are designated by signs installed by the city. They may only be occupied while actively loading or unloading persons with disabilities, for a maximum of one hour.

PART II. The terms and provisions of this ordinance are severable. Should any term or provision of this ordinance be found to be invalid by a court of competent jurisdiction, the remaining terms and provisions shall remain in full force and effect.

PART III. All ordinances or parts of ordinances contravening the provisions of this ordinance are hereby repealed.

PART IV. This ordinance shall take effect and be in force from and after its passage and publication.

PASSED AND ADOPTED by the Common Council of the City of Greenfield on the 4th day of October, 2022.

APPROVED:

Michael J. Neitzke, Mayor

ATTEST:

Jennifer Goergen, City Clerk



Board of Public Works Meeting

Item Number:

Introduced By: Department of Neighborhood Services (Katz)

Date Introduced: September 27, 2022

RELATING TO:

Approve an ordinance to repeal and recreate Section 3.12 (5) (a) and (c) of the Municipal Code to revise the fee schedule for the Department of Neighborhood Services.

SUMMARY:

The fee for saw cutting curb and gutter for driveways is eliminated.

General permits for work in the right of way are a flat fee. Extra fees for various utility operations have been eliminated.

A fee for permits for passenger loading zones reserved for persons with disabilities has been added to cover the cost of materials, equipment and labor required to install the necessary signage.

A fee for permits for parking zones reserved for persons with disabilities has been added to cover the cost of materials, equipment and labor required to install the necessary signage.

FINANCIAL:

RECOMMENDATION:

Approve an ordinance to repeal and recreate Section 3.12 (5) (a) and (c) of the Municipal Code to revise the fee schedule for the Department of Neighborhood Services.

ATTACHMENTS: KEY ISSUES ____ BACKGROUND ____ RESOLUTION ____ FISCAL NOTE ____
MOTION ____ OTHER ____

ORDINANCE NO.

AN ORDINANCE AMENDING SECTION 3.12 OF THE
MUNICIPAL CODE OF THE CITY OF GREENFIELD

The Common Council of the City of Greenfield do ordain as follows:

PART I. Section 3.12 (5) (a) and (c) of the Municipal Code is hereby repealed and recreated to read as follows:

(a)	Driveway Permit (Am. #2903)		
	1.	Driveway Permit	\$ 75.00
	2.	Culvert and installation: (Am. #2670)	\$2,500.00

(c)	Right-of-Way Permit		
	1.	Right-of-Way Permit (Am. #2903 ; #2951)	\$ 100.00
	2.	Large project review, inspection and administration. The department may require a cash deposit with the application against which these charges may be drawn (Am. #2951)	Actual cost
	3.	Use of a right-of-way by a wireless provider with respect to the collocation of a small wireless facility or the installation, modification, or replacement of a utility pole in the right-of-way. Payment due at the end of each year for each permitted location (Cr. #2947)	\$ 20.00 annual fee
	4.	Passenger loading zones reserved for persons with disabilities	\$ 250.00
	5.	Parking zones reserved for persons with disabilities	\$ 250.00

PART II. The terms and provisions of this ordinance are severable. Should any term or provision of this ordinance be found to be invalid by a court of competent jurisdiction, the remaining terms and provisions shall remain in full force and effect.

PART III. All ordinances or parts of ordinances contravening the provisions of this ordinance are hereby repealed.

PART IV. This ordinance shall take effect and be in force from and after its passage and publication.

PASSED AND ADOPTED by the Common Council of the City of Greenfield on the 4th day of October, 2022.

APPROVED:

Michael J. Neitzke, Mayor

ATTEST:

Jennifer Goergen, City Clerk



Board of Public Works Meeting

Item Number:

Introduced By: Department of Neighborhood Services (Katz)

Date Introduced: September 27, 2022

RELATING TO:

Approve an amendment to Resolution No. 3317, updating the Stormwater Utility Rate for 2023.

SUMMARY:

Greenfield created a Stormwater Utility in 2009 to provide funding for stormwater management. Fees are collected to pay for the cost of managing both the quantity (volume) and quality (pollution) of stormwater. These costs increase annually. Charges for stormwater are based on an "Equivalent Runoff Unit" (ERU) which represents the average cost for managing the impact of an average single family home. Businesses pay based on their actual impervious area.

The increase is based upon the Consumer Price Index (CPI). The proposed rate increase for a given year is calculated using the average annual rate of inflation experienced over the 12 month period ending in August of the prior year. This method of basing the increase on the CPI is consistent with other city rate increases.

The inflation factor for next year is 7.7%. For reference, in 2022 the inflation factor was 3.0%.

FINANCIAL:

The current quarterly equivalency charge per Equivalent Runoff Unit (ERU) is \$18.50. The new rate of \$19.92 will be reflected on the first quarter 2023 stormwater / sewer billing and all quarters thereafter.

RECOMMENDATION:

Approve an amendment to Resolution No. 3317, updating the Stormwater Utility Rate for 2023.

ATTACHMENTS: KEY ISSUES ____ BACKGROUND ____ RESOLUTION ____ FISCAL NOTE ____
MOTION ____ OTHER ____

RESOLUTION NO. ####

RESOLUTION AMENDING RESOLUTION 3317 OF THE STORMWATER UTILITY RATES

WHEREAS, on December 16, 2009, the City of Greenfield Common Council adopted Resolution No. 3317 establishing Stormwater Utility rates in the form of three charges, including the Base Charge (BC), the Equivalency Charge (EC), and the Special Charge (SC);

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Common Council of the City of Greenfield that Resolution No. 3317 is hereby amended by revising the Equivalency Charge (EC) to equal \$19.92 per ERU, wherever applicable.

PASSED AND ADOPTED by the Common Council of the City of Greenfield on the 4th day of October, 2022.

APPROVED:

Michael J. Neitzke, Mayor

ATTEST:

Jennifer Goergen, City Clerk

PACKETS FOR

WEDNESDAY, 9 / 28 / 2022

FINANCE MEETING

AP DISBURSEMENT SCHEDULES:

AP CHECKS	9/16/2022	\$	345,511.12
AP CHECKS	9/23/2022	\$	989,558.84
AP CHECKS		\$	
AP CHECKS		\$	
AP CHECKS		\$	
AP CHECKS		\$	
WIRE TRANSFERS -		\$	
P-CARDS - AUGUST 2022		\$	235,900.69

TOTAL \$ 1,570,970.65

CC: PAULA

CC: FINANCE FOLDER